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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
841 Chestnut Building  
Philadelphia, Pennsylvania 19107

Office of Superfund  
Harry T. Daw

Direct Dial (215) 597-6678  
Mail Code 3HW33

George Danyliw  
Regional HSCA Manager  
Pennsylvania Department  
of Environmental Resources  
Lee Park, Suite 6010  
555 North Lane  
Conshohocken, PA 19428

APR 23 1992

Bruce Bietler  
Operations Manager  
Bureau of Waste Management  
Pennsylvania Department  
of Environmental Resources  
Lee Park, Suite 6010  
555 North Lane  
Conshohocken, PA 19428

Steve O'Neal  
Bureau of Waste Management  
Pennsylvania Department  
of Environmental Resources  
Lee Park, Suite 6010  
555 North Lane  
Conshohocken, PA 19428

Re: NVF Site; Kennett Square, Chester County, Pennsylvania.

Dear Mr. Messrs Danyliw, Bietler and O'Neal:

As the Commonwealth of Pennsylvania has been informed, the Superfund Removal Program of the United States Environmental Protection Agency ["EPA"] is planning to issue an Administrative Order requiring a potentially responsible party ["PRP"] to perform a removal action at the NVF Site located in Kennett Square, Chester County, Pennsylvania. EPA will require that the PRP comply, to the extent practicable considering the exigencies of the situation, with all Applicable or Relevant and Appropriate Requirements ["ARARs"] of the Commonwealth of Pennsylvania's environmental and facility siting laws. In the event that the PRP fails to comply with the requirements of the Administrative Order, EPA may conduct all or part of the actions described by the Administrative Order. Should EPA perform the cleanup at the Site, it too will comply, to the extent practicable considering the exigencies of the situation with all ARARs of the

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Commonwealth of Pennsylvania's environmental and facility siting laws. This letter is to confirm my discussion with Mr. Danyliw on April 14, 1992 and our subsequent conference call on April 17, 1992 concerning the Commonwealth's ARARs for the NVF Site. In those discussions I was advised that the following is a partial listing of potential state ARARs for the NVF Site:

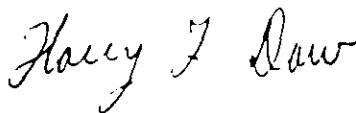
1. A PCB concentration of less than or equal to 1 ppm in stream sediments; and,
2. A PCB concentration of less than or equal to 10 ppm with cap for soils.

Additionally, I suggested to Mr. Danyliw that, given the unique circumstances of this Site, that EPA and the appropriate Pennsylvania Department of Environmental Resources representatives meet to discuss EPA's future actions at this Site under the Removal Program. This meeting should be productive in developing a unified approach to reaching a cleanup at the Site that is protective of both human health and the environment as well as providing a forum for further ARARs discussion. At the conclusion of this meeting I am confident that in requiring the cleanup to be performed by the PRP or whether EPA conducts the removal action we will have reached agreement on what ARARs are suitable for this site. EPA will evaluate the potential State ARARs noted above, to determine whether they are applicable relevant and appropriate to the site. Please note that, as provided by the National Contingency Plan, there is the possibility that requirements identified by the State may be impracticable to meet or may qualify for a waiver.

I suggest that in order to expedite the review and determination of ARARs as well as to discuss other pertinent site issues we meet sometime between May 5, 1992 and May 15, 1992. I would also appreciate if you would coordinate this request, to meet, among yourselves, with the appropriate individuals within your organization.

Please call me at (215) 597-9859 if I can be of further help. I look forward to meeting with you.

Sincerely,



Harry T. Daw, On-Scene Coordinator  
Removal Enforcement Section [3HW33]

cc: Wayne Walters [3RC21]

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